

App. F. IX-4

Previous References

1936
(1936)

File No. 22-36

Serial Nos. 1

Letter References.

May 132-35-1,5849.

u 109.30.2
" 149.41.1.2
" 240-42.1.

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

manuscript

Serial Nos. one

A proceedings

~~Part B~~ for + 1,5849 (3)

SUBJECT.

Regulation to amend in Mysore
Religious and charitable institutions
Regul. — Regul. I of 1937

no 4894 A 9-2-37 to be Confirmed

WD 0418—GPB—22,500—29-8-36

notified as above

M. J. J. J.
30/3/37

M u z r a i.

- . Making the Muzrai Auditors' appointment permanent in view of the necessity for audit of the work of the subordinate Offices both in the matter of the accounts and the administration.

- . Defects in the existing Muzrai Regulation re.
 - (i) Power to impose terms on handing over properties to Mutt Heads under Section 25.

 - (ii) Indemnity Section for Government Officers.

Letter No.C.739/30-31 dated 5th November 1930, from the Revenue
Commissioner in Mysore, to the Chief Secretary to Government.

With reference to your letter No. G. 4596-613/G.M. 64-30-1 dated 1st November 1930, I have the honour to forward herewith a list of subjects which may be discussed at the next monthly meeting with the Dewan and the Member of Council in charge.

"Copy"



marked. This may be sent to the ~~General Secretary~~ ^{Mulraj Bawch.}

Muzbar

- (1) The date of the next monthly meeting of the M.C. with the Dames
the members of Council
was not yet given fixed + inti-
mated to this Council.
- (2) Of the two subjects proposed to
be discussed at the meeting, ~~not~~
^{of the I.M. of Council,}
orders ~~on the first~~, have been
~~proposed & determined~~ retained
and abt order, stating the
the expectation must in future
should continue on its
present basis, was sent
to the dame Secy for approval.

Serial
No.

There are no papers in this office on the record ~~and~~ and the brief summary of it given in the list do not convey any clear idea as to the line on which legislation is wanted to be introduced to modify the existing Immigrant Regulation. An A.O. letter to the M.C., calling for a note on the subject is sent for approval. The handing over of

C.B. M.S.K. properties to ~~trust~~ ^{Scholarship} has 11/11/30. perhaps reference to the ~~restoration~~ of the properties to ~~Shri~~ ^{Scholarship} where the M.C. found it difficult to get the Swami to agree to ~~control~~ ^{overseer} and where a fuller report is wanted. The file will be submitted for perusal after issue of draft

11/11/30. As regards Subject (1), the point has been decided & a draft is before the Secy for approval.

Details are necessary - Subject no. (2) & the details now put up may be approved.

also to Sri Vyasarayya Swamikal's properties now under Govt. management.

11-11-30

Serial
No.

D.O. letter no 1102 / June 20/13. to the Duzrai Commr in response suggesting him to furnish a detailed note on the defects observed in the Duzrai Regulation in view of process to impose law on handing over properties to Heads of Mails under Section 25 & the Indemnity Section for Govt officers, the inconvenience caused at present thereby and the lines on which the Regulation is to be framed.

I returned for orders after issue of letter to the M.C. of 27/11/30. May perhaps be kept till 14/11/30 with the reference noted in the previous page and the Duzrai Commr reminded on 18-11-30. MSK if no reply is received 14-11-30.

JS
17.11.30

3 M.C's note on the subject is not yet received.
4 Duzrai file no 322-29 & 1-5 directing that the Audit Staff

Reminded again
on 27.11.30.
no 1203 of 27.11.30.

Dr. M. J. File No.

of 193

General and Revenue
Secretariat

of the M. is office might be
sentimental and the present
scale for another two years
is put up below for paper &
this is another subject which
the M. C. selected for
discussion at tomorrow's
meeting with the Board and
members of Council.
S. S. for orders

C. B. M. S. C.

1/12/30

6 The M. C. note, since
received is put up below -
S. S. for orders

C. B. M. S. C.

1/12/30

8 I believe tomorrow's
meeting is since cancelled?
Please verify.

VS

1.12.30

9 From the accompanying letter
it is seen that the meeting
fixed for today & tomorrow
have been cancelled.
The file may perhaps be
sent to the H. Secy also
for kind perusal

C. B. M. S. C.

1/12/30

H. Secy

VS

1.12.30

GOVERNMENT

HIS HIGHNESS THE MAHARAJA OF MYSORE.

No.

45728-33/8.17

General and Revenue Secretariat,

Bangalore, Dated, 29.11.1934

FROM

~~N. MADHAVA RAO, Esq., B.A., B.L.,~~

The ~~Res~~ *Chief* Secretary to the Government ~~of~~ *His* Highness
the Maharaja of Mysore

TO

SIR,

In modification of official Memorandum No. G.272-87
G.M.64-30-2 dated 17th/19th December 1930, I am directed
to state that the monthly meetings fixed for ^{1st & 2nd} December
1930 ^{are} cancelled.

I have the honour to be,

Sir,

Your most obedient servant,

C. V. Triviksha *et al*

For Development Secretary to Government.

Copy to the personal clerk of the Law Secretary.

103
1.12.30

GOVERNMENT
HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Trundalore, Dated..... 1937

NO.

From

~~SECRETARY TO THE GOVERNMENT~~
~~MAHARAJA OF MYSORE~~
~~MAHARAJA OF MYSORE~~

To

Serial
No.

B/

A/

12 There has been no monthly
meeting since, whether former
proposals ~~should~~ ^{may} be called for
the consideration of Govt for
orders

2nd/1-4/31

Fl. Secy)

1.4.

1st meeting

2.4.31

13

A-

The M.C.'s note explains the case.
No further proposals need
be called for.

14

B.

May await next meeting

Mues
2/4/31

On no 910864-899/5m 64.30
dated the 30th April 1931
from from the Chief
Secretary to Govt intima
that the next monthly meeting
of the Rev Comm with
the Director & the J.A. & J. of
Council had been
fixed for the 5th May 1931
between 2.30 & 3.30 PM
On a previous occasion

the Rev Comm in his capacity
as the Immigrant Comm has
suggested that he would
like to discuss the
Balti Religion & Charitable
Endowments Regulation
in certain respects &
submitted a note in
this connection. The
meeting on the last
occasion did not come
up. This file is now
re-submitted for
perusal & reference
on the occasion of
the next meeting fixed
for the 5th May 1931.

The office has no further
to suggest for consider-
ation at the meeting. Re-
submitted for orders

2/5/31
2/5/31

H. Secy)

VS
2.5.31

2/5/31
4.5.31

First Member)

Mr
5/5/31

Meeting postponed.

Sue B (15-7-31)

1503

1479-30

8

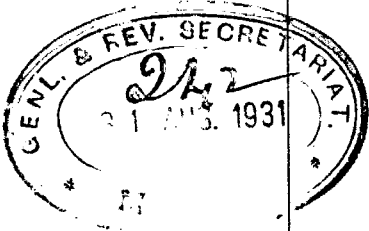
General and Revenue
Secretariat

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of 193

App. F. III-2]

Serial
No.



Extract from Second Member's
Minute in reg. 399-29.
re restoration of management
to the Sri Shrinivasa Katti Mutt
twanigalu.

"I had suggested as Mysore
Commissioner in a note that the
question of amending the Mysore
Regulation maybe taken up.
These papers maybe put up
Separately."

The note filed T is submitted.
(There has been no monthly meeting
since the note was received).

MSK
26/8/31.

Fl. Secy)

VS
26.8.31

2nd member)

2
29/8

seen. Please put it
up at the next monthly
meeting.

Sus B (1579-31)

Sir
2/9

h
5/10

Note - Contn. Sheet

received from the Bureau of
Prisons, Washington, D. C. 20535.

NOTE

The superintendents of prisons are requested to forward
promptly to the U. S. Bureau the list of inmates if any
proposed to be taken up at the monthly meeting of the Board and
to be in compliance with the order of the Bureau.

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

The 2 subjects in the file
will be intimated if
approved to The Joint Branch

(1) Making the Muzrai
Auditor's appointment
permanent

(2) Defects in the Existing
Muzrai Regulation re

(a) Power to impose terms
on handing over properties
to Mutt heads.

(b) Indemnity Section
for Govt Officers.

3070
8/9

HOK Fl. Leeg)
8/9/31

VS
8.9.31

N. B. - Should routine notes be written on small slips
the notes must be copied, or slips pasted on
this form.

Amendment of
Muz Regulation -
I have the 2nd number referred to
article 7 but on this subject

is submitted to the Fl Leeg
in person that 2nd is the same.
The list will be sent out by
Amendment of Muz Reg
for Defects in the Existing Reg
8/9/31. VS 8.9.31

10)

G. R. S. III-3]

242

965
+ 11/12

ROUTINE NOTES

[To be used only for notes, requisitions, etc., not intended for permanent record]

Subjects in the case of the
M. Donahia Sept 1931
etc.
etc.

Ascertained from the G. R. S. III-3

Memo no. P 5062-201. Left that there is no necessary
of 2/1/32 issued from officers during Sept. + Oct.
Protection for such cases moving
for information about the RG
repeal amendment or otherwise.
of the Regulations and monthly meeting from Nov-1931
rule in force not necessary
20/- Jan 13-11-31

It is said that some
definite has so far been
ordered in the direction

24/4 The Mus. Conv. may
perhaps be an official Council
in the matter

1/2/32
2/4

For Secy)

25/4/32

N. B.-- Should routine notes be written on small slips,
the notes must be copied, or slips pasted on
this form.

W.D. 1880-GPB-1,50,000-2-5-21

515124

965
1114

12

General and Revenue
Secretariat

File No.

of 1931.

App. F. III-2]

Serial
No.

U. I. Memo No. ¹³⁶ 1567 of 27.4.32

Forwarded unofficially, with
Compliments, to the Mysore
Commissioner for ~~forwarding~~ forwarding
the required information at
a very early date.

By order

[Signature]
For Secretary to Govt
Industrial Dept

[Signature]
26/4

Reviewed with Compliments.

Since 1923, the Mysore
Muzrai Regulation, VI of 1913, was
repealed and the Mysore Religious
and Charitable Institutions Regulation
VII of 1927 was introduced. Except
this, no other regulation or rule
having the force of law was either
repealed or amended.

[Signature]

29.4.32)

Muzrai Commissioner

In view of the above, this will
be refd to Pro^r Br of Ad^r,
to this note that there are no changes

GWD 02553-GPB-50,000-8730

[Signature]

Supd. District branch
with Compliments for note
return. 4/5

[Signature]
4/5/32

m. R
1336/31-32

D2015 752/31-32
n. o. file
(Encls as per list)

3/5/32

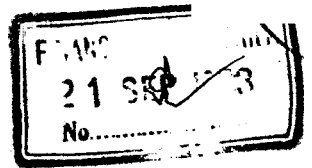
M. V.

NOTE-Contn. Sheet.

The information furnished by the
 3. Committee on the last page of the
 report of the Mys. Regt. V 1913 has
 been incorporated in the final
 copy of Part II of the list of enactments
 is to be printed recently. The file
 is returned to the Mys. Bor.
 for
 6/7/34

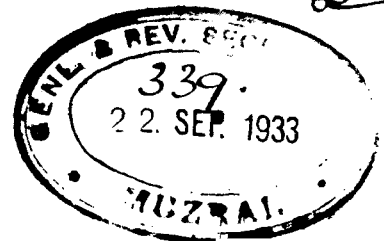
The Supt. Mys. B. with Compliments

Immediat
GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE
GENERAL AND REVENUE SECRETARIAT



OFFICIAL MEMORANDUM.

No. 751-7/C.B.



Dated, Bangalore, the 21st September 1933.

A meeting of the Heads of Departments and Deputy Commissioners of Districts, who are invited to Mysore for the ensuing Basava Puja, will be held at "Lake View", Mysore, at 8 A.M. on Friday the 22nd September 1933. As there is no time to address the officers concerned and get lists of subjects from them, it is requested that a list of important outstanding questions that may be discussed at the meeting may be prepared from information available in the Secretariat and sent to me before the 24th instant, with brief notes on each of the subjects.

By order,

Ch. Sahasraiah
Chief Secretary to Government.

T c

The Secretaries to Government.

* * *

Meeting of Heads of Dept & D. C. - 15 for discussion

[App. F. III-2]

General and Revenue
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No.

R S

1) The following two subjects which were ordered to be discussed at a monthly meeting of the Dewan and the Member concerned with the Heads of Dept, could not be taken up for discussion and if appraised they will be included for discussion at the meeting to be held at Allahabad on the 29th inst.

(a) Defects in the Muzrai Regulations -

(i) Power to impose taxes on handing over properties to Mutt Heads.

(ii) Indemnity Section for Govt officers

2 As regards the note on the above subjects kind reference is invited to the Muzrai Commission's (present Second Member's) note on the same.

25/9/33

Floury)

4

25/9/33

25/9/33

A typed copy of the subjects and the note thereon was given to the Rev. Branch for information. Two extra copies in blank are in the file also.

25/9/33

per to the file
with compliments

NOTE—Contn. Sheet.

25/9/33

6/10 The Rev. Branch with compliments
for kindly noting the result of the discussion
going on the above two subjects.

1933 P.S.
20/5/33

A copy of the notes of decision arrived
at the meeting held on 29.9.33 has
already been sent to the branches.
Another copy is placed below.

SECRET
3817
20/5
REVENUE

20 P.S.N.
led
20/5

21/5
P. S. N.
W.C.

1) The Mysore Subjects noted
above have not been taken up for discussion
as may be seen from the printed
proceedings of the Officers' Meeting
held at Mysore on 29th September
1933. Subd for perusal and
orders 9)

Para, above.

2/5 - In case there is going to be a
meeting of officers at Mysore next
month, these subjects may be discussed
at that meeting.

Ch: Secy)

22/5/35

1) May be put up a week

16
23/5

22 MAY 1935
30/5/35
with Mr. B. A.
78
20/5

11) Resubd with reference to Chief Secy's order at para 10 supra

BS
30/5

Ch: Secy)

30/5/35

MAY 1935

12) DCs will not be coming to Mysore for the Air Day. The telegram also are not very urgent.

14) We may hold a meeting during Dasara. There is no need for a meeting now

Done

30/5

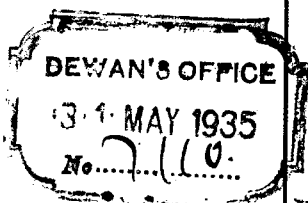
15)

31-5-35

16

1/6

1/6



6 SEP 1935

16) Reserve for orders with reference to paras 14 and 15 supra

BS
5/9 Gen: Secy)

17) 5/9/35

1 Plan 2/peach 15th 6/4 2119

NOTE-Contn. Sheet.

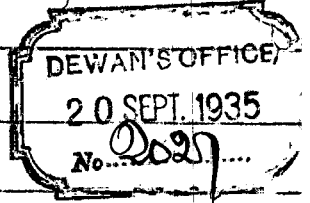
1-9-35
BS
1/6/35-98.
Orders are
have been
sent to me
4/9

Meeting of officers to be held at Mysore

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of 193

General and Revenue
Secretariat



Amendment, 1137 Municipal Board
May 339/30
69

General and Revenue
Secretariat

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[App. F. III-2]

Serial
No.

30) Subjects to be included in the
agenda
15/24 24/9
24/9

31) A typed copy of the subjects for
discussion at the last meeting (September 1933)
and the Notes thereon is put up. If approved
the same note will be got typed now and
copies of it furnished to the Rev. Branch for
inclusion in the Agenda, as the subjects
included in the note were not discussed
24/9 at the last meeting of officers.

~~208~~
24.9.35.

32) yes please
25/9/35

33) Typing Section for kindly putting up
4 copies of the list bluffed K.

~~208~~
25/9/35

ING SECTION,
25. SEP. 1935
L & R. SECT.

REV. SEC. 361

30 SEP. 1935

GOVERNMENT OF M.Y. THE MAHARAJA OF MYSORE,

General Revenue Secretariat,

Dated, Bangalore,



OFFICIAL LRO.

The meeting of officers will be held at Mysore on the morning of Monday the 7th October 1935 instead of 6th October as previously intimated in Official Memo No. 1791-815/R... dated 23rd September 1935.

By Order,

Subbayaappa

Chief Secretary to Government.

Subjects for discussion at the meeting of officers
on 7.10.1935.

General and Revenue
Secretariat.

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of 193 .

[App. F. III-2

GOVERNMENT OF H.H. THE MAHARAJA OF MYSORE,

General & Revenue Secretariat,

Dated, Bangalore 23rd SEP 1935.



OFFICIAL MEMO.

A meeting of officers will be held at Mysore on Sunday the 6th October 1935.

A list of subjects that may be discussed at the meeting together with brief notes thereon may kindly be sent so as to reach the ^{Branch} General & Revenue Secretariat on or before 30th September 1935.

By Order,

Subbarayappa

Chief Secretary to Government.

To

34) Three copies of the list of subjects relating to the Muzrai Dept. with brief notes are put up. The Muzrai

Branch is requested to take the copies of the list and return the file.

35) Subject no 1 and copies of notes were
26.9.35. have been received.
26/9/35- (Muzrai W.C.)

20) 23

361

File No.

of 193

General and Reven
Secretariat

36) Vice minutes of the Second Member
in para 20 of min note. The file will be
sent to the Second Member if all is
as it has been discussed by him since.

Page 17

21.10.35

A list of members who
has been released
to the member.

A.S.

21/10

II Member 37)

ltm

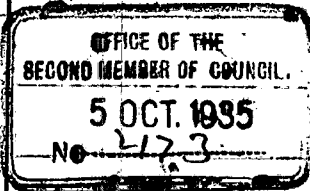
5.10.35

File returned
after perusal
by the Secretary

GS

7/10

37) Boli ki propositions viz
taking power to impose
conditions & insertion
of an indemnity section
protecting Govt. officers were
agreed to at the meeting
today. The same action to be
taken accordingly.



ltm

2.10.35

9/10

Appd. a draft amending bill with
a statement of objects and reasons will be
put up, on the lines indicated above.

23/10

40/ 2/10/35

4.1/

with drafts are
in the file.

21/

Serial
No.

42
Two drafts for attn. mal.

25/11/35

Gen: Secy)

3/12/35

43

The drafts are for perusal. The Murray
Comm. will be asked if he would suggest any
alteration ^{or} in the proposed clauses

13/12
18/12

Int: Member)

44

14/12

14/12

45

If approd the bill will be sent to the Com. e
unofficially.

MS ⁴⁶ A copy of each of the draft
bill and the Statement of
objects and reasons may be sent to the
Murray Comm. ⁴⁶ ~~if approved~~ with
the request to furnish his opinion
on them, if approved.

16/12/35

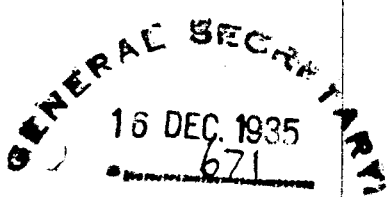
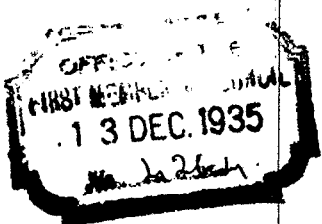
47 The file may be sent to me.
H. G.

16/12/35

Gen: Secy) 48

Yes 23/12
24/12

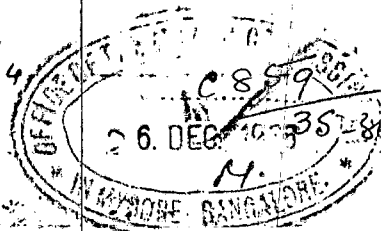
1438



**General and Revenue
Secretariat**

49) Forwarded with compliments to the Mysore
Commissioner for favour of suggesting
alterations if any. Called for instructions 43044
Inpra.

U. S. A. 29/35-24
W. 24-12-38



B. orise

B. m. m. l. s.

24/12/36

For General Secretary

Gr 24.12.35

57 ...Returned with compliments.

51/ The drafts of the amendments and the

statement of objects and reasons are suitable and
may be approved.

5-21) As regards the proposed amendment of Section 25, that provides for the exercise of some measure of control only on those institutions which for one reason or another come under the management of Government. It is obvious that such control is desirable in the case of all similar institutions and more in the case of institutions that do not come under Government management. It seems to me that the change that is contemplated in the Regulation may well be extended to all classes of institutions.

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No.

5-31

I may point out that proposals have been made from this office for including in the Religious and Charitable Institutions Regulation, clauses similar to Sections 38, 39 and 61 of the Madras Hindu Religious Endowments Act (vide letters No. C.555/32-33 dated 31-3-1933 and 781/35-36 dated 6-12-1935) These amendments are meant to provide some degree of control over the administration of Mutts and temples and to safeguard them from mismanagement. If they are approved it may not be necessary to add a clause under Section 25 as suggested.

5-41
I send herewith separately a draft showing the amendments proposed to be ~~Muzrai Commissioner~~ added in the letters referred to above.

A. Anantam
Muzrai Commissioner. 27.1.36

537

Pr. Where are the letters of 31.3.33 and 6.12.35
referred to above

Ind
29.1.36.
29/11

56

5-43
The Muzrai Collection 168-30-7 contains the Muzrai Commissioner's letter dated 31.3.33 referred to above is perhaps ^{forward} with ~~the~~ the old

Amendment of Muzrai Regulation 645 575

File No.

of 1935.

General and Revenue
Secretariat

the other letter dated 6.12.1935 from the
M.C. & P. (linked file) Reference is
also invited to paras 17 to 30 of the Muzrai Regulation 185-34-2.
Reference para 55 supra.

4/2/36
5/2

6/2/36

Gen. Secy) 57

one amending bill
Please draft including the
amendments in the three drafts &
stating objects & reasons in one note
Please put them up typed. Two

25/2

26/2

58 A draft amending bill in respect
Sections 24 B, 25 (ii) and 40 B is put up
59 The Muzrai Comm has also proposed
amendment of Section 26 as indicated
& given in his note, so as to ~~it~~ make
it possible for the Muzrai Commissioner
or the Government to institute an enquiry
"Suo moto". But in the draft amendment
he has proposed, he has not inserted
the words "the Muzrai Commissioner".
As the Section stands at present, Govt
seem to have power to institute an
enquiry "Suo moto" and it is for

Serial
No.

Consideration whether any amendment of the Section is therefore necessary. Further it is for consideration whether the Muzrai Commission should also be empowered to institute an enquiry sub moto, as now proposed by him. Such a power can be exercised only by one authority and that is the Government or the Chief Controlling Authority in Muzrai matter.

62) Reference : para 57 *supra*.

DT 9/3/36 10/3

61) Put up typed drafts
As directed by the Gen : Secy
2/12/3

Typing Section

62) Typed drafts are ready.

DT 13/3 16/3
16

Typed drafts forwarded for approval.

As regards amendment to Sec 26 of the Regⁿ bill reference is invited to the office note at para 59 *supra*. As pointed out therein there seems to be no necessity to amend this Section. This is for order.

20/3/36

File returned to the C.W. by the prot. Secy on 16.3.36. To type draft copy of the revised draft submitted by him to the typing section is submitted.

16.3.36

GENERAL SECRETARY
2 11/3
647

Gen : Surg)

645

File No.

of 193 .

General and Revenue
Secretariat

65. Subd with reference to order in para 44.

The Murray Comt agrees to the wording of the two amendments.

He proposes additional amendment to enable Govt to have some hold over Muths - on the lines of the provision in the Madras law.

A draft including these amendments has been typed & placed below.

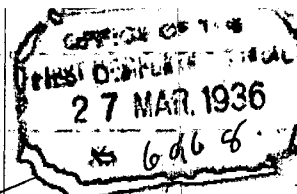
An amendment which he proposes regarding power to make enquiry into the affairs of an institution suo moti seems to be unnecessary. Such power is inherent and there will always be complaint from somewhere when there is mismanagement.

66. The draft amendment and statement of objects & reasons may be appd

(First Member)

Ind
26/3

26/3/36



67. / am not in favour of the amendments prepared by the M.C. at present as they are controversial & not very easy to comply with.

68. Then the two other

30

27/41 36

75

S. 25 provides for the Govt. taking over the possession of maltha properties in certain circumstances and by implication it is provided in the Provis as to when such management shall cease. It seems therefore ~~desirable~~ desirable to make the new provision by adding another proviso as follows:-

Provided further that on the cessation of such management Govt may ^{while handing over} impose such restrictions for such period as the Govt may deem fit in the interests of the nation."

to the management of the maltha.

It is referred to the second

Serial
No.

clauses, kind reference is made to
to S. 9 of Res. III of 1922. It is
for orders if the clause may
not be drafted on the same
line as that section
Subd. for orders

See
28/4

77 It might be more in consonance
with the terms of Sec 25 to add the new
provision regarding imposing of conditions on
handing over management as a second
proviso to Section 25. Clause 1 of the Bill
may be as follows: —

" Add the following as a further proviso
at the end of Section 25 —

Provided further That on the cessation
of such management the Government
may while ^{giving back the management of} ~~handing over~~ the property to
~~the~~ ~~the~~ ~~the~~ impose such restrictions
for such period as the Government
may deem fit, in the interests of the
institution.

78 The provision clause (40 B)
may be drafted as follows —

no suit or other proceeding shall lie
against any person for anything done
or intended to be done, in good faith
~~under this~~ under this Regulation
or under any rule made thereunder."

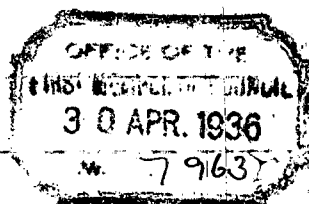
19 A draft Bill is put up in the
above line.

Letter of 29/4/36
This may be approved

mw
3074

First Member)

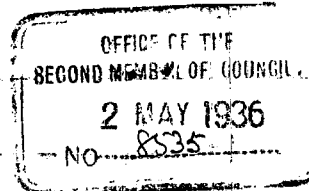
6304/3



81

uptd. Please Submit

to the Dewan: after circulation
the file has to be submitted to H.H. for
Sanction & placing this bill before R.A.
H.C.



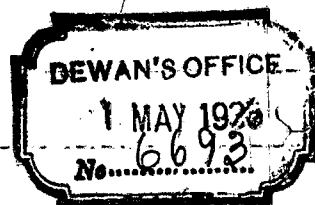
Dewan)

3074

mw
3074

mw
1-5-36

one
1/5



2nd Member)

45788

83
mw

2/5/36 mw
411

Amendment of the Muzrai Regulations

General and Revenue
Secretariat

File No.

of 193

[App. F. III—2]

Serial
No.

84) A. D. F. N. is picked up

18/5 ~~13.5.36~~ 1st member)

14/5/36

appt

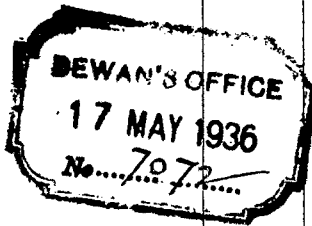
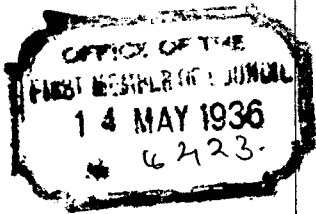
This (Such delay sh be avoided)

15/5

17/5

Deewan)

16/5/36



It is regretted that owing to the absence of the case worker on privilege leave there was a bit of delay in submitting this file.
13.5.36.

Final Note by the First Member of Council.

Subject.—

Amendment of the Mysore Religious and Charitable Institutions Regulation VII of 1927.

Under Section 25 of the Mysore Religious and Charitable Institutions Regulation VII of 1927, the Government may take over possession and management of the properties of any Mathadhipathi or other Institution of a similar nature in certain specified cases viz., Voluntary agreement, minority of the Mathadhipathi and when there is no Mathadhipathi actually appointed etc. The latter part of the Section lays down that such possession shall cease on the termination of the agreement or ~~when the~~ minority terminates or when a successor is duly appointed. It follows from this, that in cases of minority and vacancy the management has to be handed over immediately to the successor or to the minor who has become major. There is no provision in the Regulation enabling Government to impose any conditions which may be considered necessary, in the interests of the institution at the time of restoration. It seems desirable in the case of the Mutts presided over by young Mathadhipathis that some control should be exercised by Government, even after restoration of the properties, so as to safeguard the permanent interests of the Mutts themselves and to avoid the necessity of more drastic action later. It is therefore desirable to amend the Regulation, providing a clause therein giving power to Government to impose suitable restrictions while giving back possession in such cases.

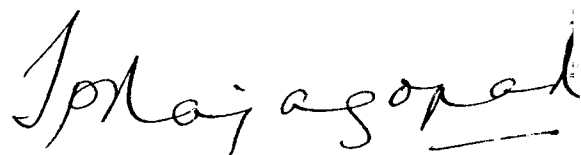
The Regulation also contemplates several kinds of acts to be undertaken by Muzrai Officers such as management of

2.

of the properties of Mutts, management of properties belonging to other charitable institutions, conduct of enquiries etc. It is usual in legislations of this kind to insert a clause giving proper protection to Government Officers in the bona fide discharge of their duties.

Both the above proposals were made by me as Muzrai Commissioner in the year 1930 and when the matter was discussed at the meeting of officers held at Mysore during the Dasara of 1935, it was ~~resolved~~^X that necessary further action may be taken on the lines indicated.

A draft Bill amending the Regulation has accordingly been prepared and it has been approved by the Dewan and the Second Member of Council. I solicit His Highness' gracious sanction for placing the Bill before the ensuing Session of the Representative Assembly and the Legislative Council for consideration.



MEMBER OF COUNCIL.

Bangalore,
15th May 1936.

37

Submitted to His Highness.

*I submit herewith a Final Note by the First
Member of Council on the subject of the Amendment
of the Mysore Religious and Charitable Institutions
Regulation VII of 1927,
for His Highness' gracious approval.*

Mirza M. Ismail
Dewan.

Camp Fernhill, |
17th May 1936. |

37

Submitted to His Highness.

*I submit herewith a Final Note by the First
Member of Council on the subject of the Amendment
of the Mysore Religious and Charitable Institutions
Regulation VII of 1927,
for His Highness' gracious approval.*

Mirza M. Ismail
Dewan.

Camp Fernhill, |
17th May 1936. |

Record of Cases submitted for the Orders of
His Highness the Maharaja.



Subject.

Amendment of the Mysore Religious
and Charitable Institutions Regulation
VII of 1927.

590

Order.

~~KRW~~
18/5/36

Am
22.5.36.

SUBJECT:- Amendment of the
Mysore Religious and Charitable
Institutions Regulation VII 1927

(*)

31. All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Head-quarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness' orders before/~~after~~ issue of orders. (*
(Vide Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Arumamathan
Chief Secretary to Government.

Through the Secretary to Government,

General Department. *24/5*

FIRST MEMBER OF COUNCIL.

SECOND MEMBER OF COUNCIL. *25/5/26*

General Secretary with
compliments.

Am
25-5-26

6257

Serial
No.

Said for and as if the
statement of objects &
reasons may be adopted
as the basis of general
principles & sent to R.A.
for review for issue

It is also for decision
if the Bill may be
published under Rule 8
of L.C. Rules.

Secy

26/5

The statement of general principles
will be placed before the R.A. in June
& the Bill will be published under
Rule 8 for being placed before the
L.C.

1st Member;

Secy
26/5/36

Submitted in person The 1st Member said that it might be

Secy
27/5

L.C. Officer)

Secy

26/5

The general principles of the Bill
have been accepted by the R.A.

Copies of
Bill have
already been
given

Secy

645

The same has already been
published

Sub D for orders if the
Bill may be introduced
in the meeting 2nd session
& if it is necessary to
report the Bill to a select
committee

186. Draft motions may be
put up

6/6

Due for meeting motions may
be discussed

(a) motions that the Bill
published under rule 8
of the rules of business
be read in Council

(b) motion that the Bill
need not be referred
to a select committee

~~Agenda~~ ~~Publication~~

See 5/6 (c) motion that the rules of business &
standing orders be suspended & that the Bill be
considered by the Council
18 Members) 5/6/36 C
5/6/36

GENERAL SECRETARY
5 JUNE 1936
92

OFFICE OF THE
FIRST MEMBER OF COUNCIL
6 JUNE 1936

2nd L.C. office

See
5/6

2/7/36

The names of the S.C. have been
noted by the Reporting Section.

2/7/36

(Ind. B. & C.)

712/236
Muzumil Bill

General and Revenue
Secretariat

File No.

of 193

[App. F. III—2

Serial
No.

It has been ascertained from
the reporting section that the
Bill was referred to the
Select Committee consisting
of the following :-

18 members

Mr. K. V. Anandaraman

" Mr. Venkataswamy Srinivasan

" Mr. T. Baskiyam Srinivasan

" B. S. Puthumary

" Mr. R. Srinivasan Srinivasan

Subd. for orders as to the
date of the meeting

SE

29/7

The above list has been
verified from the report of
the proceedings

SE
30/7

A date may be fixed for the
S.C. Meeting

18 Members

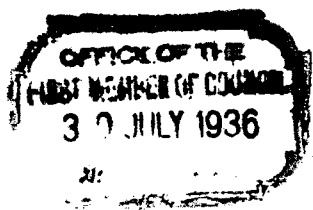
6397

If approved 31st August (Monday)

3 P.M. may be fixed

18 Members

6
18/7/36



Mr. Srinivasan
61878

48 2002 Bih 712

File No.

of 193 .

General and Revenue
Secretariat

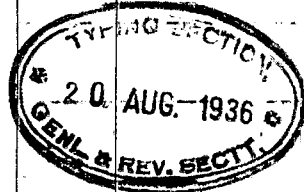
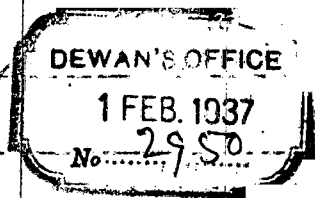
Draft note subd.

SC
19/2.

2

4/9/8

Issued 1384-43 on 21/8



Subd for orders of the S.C. report
may be published

SC
12/9/36.

78

12/9/36

20 L.C. office with typed copies of
the S.C. report for publication

SC
15/9/36. HAV

Three copies taken & the file put to Prot. B.
w.c)

15/9/36

The Bill was passed
day 2. C on 25-1-37

Subd. with a D.F.R.

SC
8/1

Now put up a typed copy

Typed D.F.R. Subd.

SC
22/1

18 member)

SPR
30/1

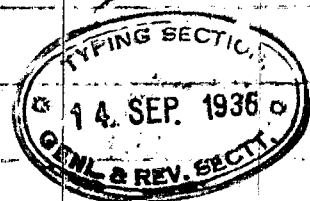
28/1

S.M. put up.

Dewan)

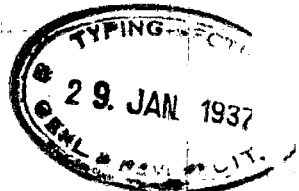
MS
30/1

Typing Section
for typing 3
copies of the
report with
the names of
those who have
signed.



LC. Subd

XX
Lyp. Lu
28/1/37



Final Note by the First Member of Council.

66

Subject.—

Promulgation into law of the Bill to amend the Mysore Religious and Charitable Institutions Regulation, 1927.

On the 18th May 1936, His Highness was graciously pleased to accord sanction to the introduction of the Bill to amend the Religious and Charitable Institutions Regulation 1927. The general principles of the Bill were accepted by the Representative Assembly in June 1936 and the Bill was introduced into the Legislative Council the same month. The Select Committee to which the Bill was referred has made no change in the Bill. The Bill was finally passed by the Legislative Council at its Session on the 25th January 1937.

I solicit the gracious sanction of His Highness to promulgate the Bill into law.

J. N. Rajagopal

MEMBER OF COUNCIL.

Bangalore,
30th January 1937.

Submitted to His Highness.

*I submit herewith a Final Note by the First
Member of Council regarding Promulgation into law of
the Bill to amend the Mysore Religious and Charitable
Institutions Regulation, 1927,
for His Highness' gracious approval.*

Mirza M. Ismail

Dewan.

1-2-37

46

Record of Cases submitted for the Orders of
His Highness the Maharaja.



Subject.

Promulgation into law of the Bill to
amend the Mysore Religious and Charitable
Institutions Regulation, 1927.

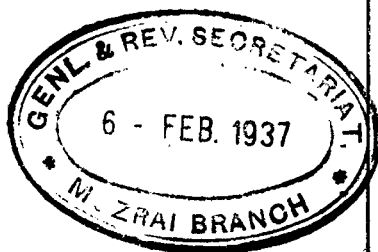
C. Secy
No
3-2-37

ms
3-2-37

275

Order.

KRUP
2/2/37



4557/83'
117
322

SUBJECT:— Promulgation into law
of the bill to amend the Mysore
Religious and Charitable Institutions
Regulation, 1927.

(*)

31. All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His
Highness' orders before/~~after~~ issue of orders. (Vide Rules
31, 33 and 34 of the Subsidiary Rules for the conduct of business
of Council in the Manual of Council Rules and Procedure.)

Musammat
Chief Secretary to Government.

Through the Secretary to Government,
General Department.

huo
4/2

7282
4/2
FIRST MEMBER OF COUNCIL.

Jor
4/2

5577
4.2.37
SECOND MEMBER OF COUNCIL.

nee
4/2/37

Gen. Secy with Compliments

MS
5/2

huo
5/2

to 2

P.S. no. P23/36-37

6/6

General and Revenue
Secretariat

Legs File No.

32 of 1936.

[App. F. III-2

Serial
No.

Subd with a charge order
for publication of the Regn.
as Regn. I of 1937

see
6/7

issue
by
6-2

- 1 9.000 P4894 of 9/2/37 are directing
the publication of the Regn. as no I of 37;

Printed copies
fwd.
A.

DEFECTS IN THE MUZRAI REGULATION.

Subject No(1) Power to impose terms on handing over properties to Mutt Heads.-
Note received with M.O. letter no. 7349 29.11.30
Note.- Under Section 25 of the Muzrai Regulation, the Government may take over possession and management of the properties of any Matadhipathi or other Institutions of similar nature, in certain specified cases., viz., voluntary agreement, minority of the Matadhipathi and when there is no Matadhipathi actually appointed etc. The latter part of the Section clearly lays down that such possession shall cease on the termination of the agreement or when the minority terminates or when a successor is duly appointed. It is clear from this that in the latter two cases of minority or vacancy, the management of the Mutt has to be handed over immediately to the successor or to the minor, when he becomes a major. There is no provision to restore the properties to such Matadhipathis with any conditions.

2. In practice, however, Government have been restoring the Mutts under certain restrictions to the Matadhipathis on their attaining majority; as in the case of the Bhimanakatte Mutt (Vide G.O.No. 322/Muz.399-29-4 dated 12-8-1930;) the Uttaradhi Mutt (Vide G.O.No.1129244/M.F.349-14- dated the 11th Novr. 1915). The question has become one of some practical importance, on account of the Bhimanakatte Mutt. This Swamy who was appointed by Government recently, became a major and in G.O.No.322/Muz.399-29-4 dated ~~12th August 1930~~ 12th August 1930 it was ordered that the properties should be restored to him on certain terms which were defined in that order. The order was communicated to the Swamy, and

and the Swami has, in his letter dated the 17th Sept. 1930, refused to be bound by the terms, and has asked for the restoration of the properties unconditionally.

As pointed out above, the Regulation does not seem to provide for the imposition of any restrictions while giving possession back. It seems very desirable that in the case of these Putts presided over by young Matadhipathis, some control should continue to be exercised by Government so as to safeguard the permanent interests of the Wutt itself. The only way in which it can be done appears to be by amending the Regulation and providing for a clause giving power to Government to impose restrictions while giving possession to the Wutt. Tentatively I would suggest subject to further consideration, that a clause may be added to Section 25, somewhat as follows, viz.,

Section 25 (ii) "It shall be lawful for Government to impose any restrictions for any period, which they may consider necessary, while handing over the property to the management of the Matadhipathi under the foregoing clause."

The exact wording may be discussed later on, if the principle is accepted.

Subject No. (2). - Indemnity Section for Government Officers.-

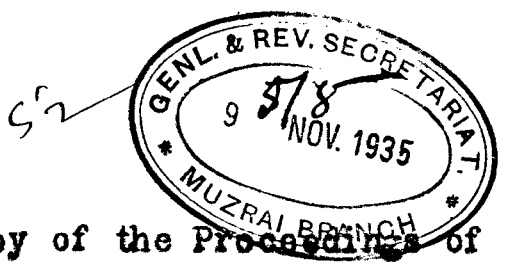
Note - As regards the Indemnity clause, the Regulation contemplates several kinds of acts to be undertaken by Muzrai Officers, such ^{as} management

of

of properties of the Mutts, management of properties belonging to various other charitable institutions, enquiries etc., It is usual in legislation of this kind to put in a clause giving proper protection to Government Officers in the bona fide discharge of their duties. I need refer only to Sections 223^x of the Land Revenue Code, Section 72, of the Excise Regulation, Section 81^x of the Forest Regulation, Section 81^x of the Police Regulation and Section 67 of the Income Tax Regulation. A similar provision is very necessary in the case of Muzrai Officers also, as they have got to carry out many transactions affecting private parties and their properties.

...

B. M. M. M. M. M.
In Financial Secy Dept
AS



A copy of the Proceedings of the Meeting of Officers held on 7th October 1935 is herewith forwarded with complime to the Assistant Secretary to Govt, Muzrai Branch for information and necessary action.

Dec
7/11/35
Sd/- Muzrai
8/11/35

Kind reference is invited to item no 20 (a) and (b) of the notes pickup but Action is being taken separately to pick up draft Amending Bill in respect of both the points referred to therein.

MS
19/11

~~The draft is not~~

I send you to have the file looked up before the 25th and the A - Early please
27/11

A draft is pickup in each of the two cases referred to above.

MS
27/11

PROCEEDINGS OF THE MEETING OF OFFICERS HELD
AT MYSORE ON 7TH OCTOBER 1935.

571
No. R. 2591-5—R. M. 28-35

GOVERNMENT OF H. H. THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE SECRETARIAT.

Bangalore, dated 25th October 1935.

OFFICIAL MEMORANDUM.



The accompanying copy of the notes of decisions arrived at at the meeting of Officers held in the Court Hall of the Deputy Commissioner at Mysore on 7th October 1935, is forwarded with compliments to the Secretaries to Government for information and favour of necessary action.

By Order,
A. V. RAMANATHAN,
Chief Secretary to Government.

55

**PROCEEDINGS OF THE MEETING OF OFFICERS HELD
AT MYSORE ON 7th OCTOBER 1935.**

PRESENT.

Dewan.
Members of Council.
Revenue Commissioner in Mysore.
Inspector-General of Police.
Senior Surgeon.
Director of Public Instruction.
Director of Public Health.
Director of Agriculture.
Chief Engineer of Mysore.
Director of Land Records.
Chief Conservator of Forests.
Excise Commissioner in Mysore.
Comptroller to Government.
Registrar of Co-operative Societies.
Agent, Mysore Railways.
Superintending Engineer, Mysore Circle.
Deputy Commissioners of Districts.
Secretaries to Government.

NOTES OF DECISIONS.

I. REVENUE.

1. Seasonal prospects for 1935-36.

The Revenue Commissioner explained that the copious showers that fell recently in almost all parts of the State had eased the situation to a considerable extent and that no anxiety was felt anywhere. Even in Bagepalli taluk, necessary action had been taken to afford relief to the raiyats who had suffered loss as a result of the heavy rains which breached some of the tanks. The Deputy Commissioner of Shimoga explained that conditions were quite satisfactory all over the district and that a bumper crop was expected in Channagiri taluk. The attention of the Deputy Commissioner of Mysore was drawn to the heavy arrears of kandayam that remained uncollected in T-Narsipur taluk and he was requested to take action for speeding up collections, if necessary, by getting the Amildar changed from the taluk.

The Revenue Commissioner brought to notice that the fodder depots opened in some of the affected parts were not useful as there was not much demand for the grass stacked there. The Deputy Commissioner, Kolar, however, thought that these depots had a salutary effect in keeping down prices of fodder in the market.

It was decided that steps should be taken to dispose of the stock on hand and that there was no necessity to keep such stock every year in future.

2. Powers of Revenue Officers.

(a) *Empowering Deputy Commissioners to condone delays in the payment of the full amount of purchase money and to waive forfeiture of the deposit by imposing penalties in darkhast sales.*

The Deputy Commissioner of Shimoga brought to notice that, in the case of Darkhast sales, Government or the Revenue Commissioner might, for sufficient cause, condone delay in the payment of the full amount of the purchase money and also waive forfeiture of the deposit money and the authority condoning the delay might in its discretion levy a penalty up to ten per cent of the purchase money not exceeding Rs. 50 in any case. The power conferred on the Revenue Commissioner by the rules was limited to cases of delay not exceeding 15 days under Rule 26 of the Land Revenue Rules. Cases where there was even a day's delay in the payment of the full amount of the purchase money were now being sent up to the Revenue Commissioner and it was desirable to empower Deputy Commissioners to condone delay of a time limit to be fixed and also to waive forfeiture of the deposit money. They might also be given discretion to levy a penalty up to a money limit to be fixed.

It was decided that the proposal was likely to set a premium on the tendency to make late payments.

(b) *Empowering Deputy Commissioners to write off irrecoverable arrears of jodi on temple lands up to Rs. 25.*

The Deputy Commissioner of Shimoga brought to notice that, on account of unfavourable seasonal conditions and other causes, it was difficult to secure proper persons to cultivate the lands of muzrai institutions and in the result, many lands were lying fallow and it was not possible for the temples concerned to pay the arrears of jodi and cess thereon out of their funds. Such cases are submitted to the Revenue Commissioner or Government for ordering remission. But as this involved a lot of correspondence, it was suggested that Deputy Commissioners might be empowered to sanction the remission of irrecoverable arrears of jodi at least up to Rs. 25. The Revenue Commissioner was against the grant of such general power but had no objection to Deputy Commissioners being empowered to sanction the remission in special cases when the lands belonging to such institutions were actually lying fallow and the institutions had no resources for paying the jodi.

This was agreed to.

(c) *Empowering Deputy Commissioners to confirm lease sales of Devadaya and Dharmadaya lands for a period of 30 years.*

(d) *Empowering Sub-Division Officers to confirm the lease sales of Devadaya and Dharmadaya lands for a period of 10 years instead of five years.*

The Deputy Commissioner of Shimoga suggested that Sub-Division Officers might be invested with the powers which Deputy Commissioners were now exercising in respect of lease sales relating to Devadaya and Dharmadaya lands and that Deputy Commissioners might be invested with the power to sanction leases of wet and dry lands for a period of 15 years and garden lands for 30 years in cases where their extent did not exceed five acres.

The Revenue Commissioner had no objection to these proposals being given effect to in the districts of Shimoga and Kadur and his opinion was accepted.

(e) *Authorising Sub-Division Officers to write off the accounts wrong demands up to Rs. 25.*

The Deputy Commissioner of Shimoga suggested that the power to write off wrong demands up to Rs. 25 might be granted to Sub-Division Officers as it took a long time if all such cases had to be dealt with by Deputy Commissioners. The Deputy Commissioner of Kolar was against the proposal as no difficulty was experienced in practice as Jamabandi Officers had power to take action in such cases.

It was decided that no change in the existing rule was called for.

3. Local Needs.

(a) *Bifurcation of the Mysore District.*

The Deputy Commissioner of Mysore district put forward a strong plea for a bifurcation of the district as he had found that the work in the district had become too unwieldy for a single officer. There were 27 municipalities and 17 Sub-Registry offices and the work of inspection of nearly 100 offices in all involved considerable strain on the head of the district. The development of irrigation under the Irwin Canal not only increased the area under cultivation, but also gave additional revenue for the tract. It was therefore necessary to bifurcate the district, the head quarters of the new district being at Mandya. The cost of forming another district might come to about Rs. 90,000 and if the principle was accepted, details might be worked up.

The Inspector-General of Police and the Director of Public Instruction urged the need for the appointment of additional officers for their respective departments.

After a discussion of several alternative proposals and the cost involved,

it was decided that proposals might be sent up by the Deputy Commissioner, Mysore District; after working out details of cost if an additional District Magistrate was appointed or if a separate district was formed at Mandya.

(b) *Revival of French-Rocks sub-taluk.*

(c) *Establishment of a treasury at Periapatna.*

The Deputy Commissioner of Mysore district, urged the desirability of reviving the sub-taluk at French-Rocks or even of converting it into a taluk. He also pleaded for the establishment of a treasury at Periapatna or for making it a taluk.

The Revenue Commissioner supported both the proposals.

It was decided to have a taluk instead of a sub-taluk at French-Rocks and the Deputy Commissioner of Mysore was requested to send up proposals accordingly.

The Deputy Commissioner of Tumkur was also requested to expedite his proposals for the conversion of Turuvekere sub-taluk into a taluk.

4. Revival of District Conferences.

The Revenue Commissioner pleaded for the revival of District Conferences as such conferences gave an opportunity for the officers of the district to meet together and exchange ideas and also to dispose of questions in a more satisfactory manner. It was agreed that such conferences would prove to be really useful if they were conducted on business lines without making elaborate arrangements or incurring needless cost. The Deputy Commissioner should preside over such conferences and, if necessary, invite Heads of Departments to preside over sectional conferences. He should himself provide funds for the purpose.

It was decided that these conferences should be revived in a modified form from this year.

5. Record of Rights Subjects.

(a) *Collection of Mutation fees along with Registration fees.*

This question has already been referred to the Inspector-General of Registration for opinion.

He should be requested to expedite his views in the matter.

(b) *Boundary marks for hisses.*

The Revenue Commissioner stated that it was necessary to decide whether boundary marks for hisses should be regarded as boundary marks under the Land Revenue Code or whether it was to be made optional for the parties to put them up or not.

The Director of Land Records as well as some of the Deputy Commissioners were in favour of compelling such boundary marks being put up by the parties themselves.

This was agreed to.

6. Quit-rent Registers to be brought up-to-date.

The Revenue Commissioner pointed out that some of the Quit-rent Registers were not at all posted up so as to represent the correct state of affairs and urged the desirability of bringing such registers up-to-date, the Director of Land Records being required to co-operate with the Revenue department in keeping these registers up-to-date. The Director of Land Records pleaded inability to take up the work in his department without extra staff as the work in most of the taluks was in a chaotic condition.

The Deputy Commissioner of Bangalore district also agreed that the quit-rent registers should be posted up-to-date. After some further discussion—

it was decided that Amildars might be directed to do the work in a simplified form with the aid of the Deputy Amildars posted for Record of Rights work.

7. Printing of District Hand-books and providing funds for getting them printed.

The Deputy Commissioner of Kadur District, pointed out that it was many years since the hand-books were printed. It was desirable to bring them up-to-date and publish them. There was however no source for meeting the cost of printing them.

It was thought that separate Taluk Hand-books were unnecessary and it was enough if District Hand-books in a suitable form were prepared for each district containing full information in respect of all the taluks, the printing being done in the Government Press.

The Deputy Commissioner of Kadur was requested to send up the draft Hand book for his district which had been prepared by him already bringing the figure up-to-date.

II. PUBLIC WORKS.

8. Steps to be taken to repair the tanks breached owing to heavy rains.

The Revenue Commissioner suggested that, in the case of tanks which breached on account of heavy rains in the Kolar district, contribution payable from the raiyats might be waived in those cases in which repairs had been done by them only recently. He also wanted special provision to be made in the budget for the purpose. The Chief Engineer had no objection as these related to special repairs.

Both these proposals were accepted

9 Damage to Irrigation works and timely action to be taken by the local authorities.

The Chief Engineer brought to notice that, when a number of major and minor tanks in the Bagepalli taluk sustained damage in August last, no report was received by the Executive Engineer from the concerned Patel or other Revenue authorities about any leak in masonry works or bunds except in one case. As the inspection of tanks by the P. W. D. officers was done at periodical intervals of long duration, when there might not perhaps be much water in the tanks, it was hardly possible for the Executive Engineer or the Assistant Engineer to watch the condition of tanks in every village in their jurisdiction. It was therefore highly necessary, that the local Revenue Officer, *viz.*, the Patel, should bring expeditiously to the notice of the P. W. officers leaks, if any, in the tank or such other signs that might, in his opinion endanger the safety of the tank. He should also, with the help of the raiyats, set about doing such work or works for the safety of the tank without waiting for the P. W. officers. In the case of earthen bunds, timeliness

of attention is of the utmost importance as small damage or overtopping will almost instantaneously develop into very considerable breaches.

It was decided that necessary action should be taken accordingly after receipt of definite proposals from the Chief Engineer.

10. Irrigation Cess Fund.

The Chief Engineer brought to notice that the districts of Tumkur, Mysore, Kadur, Hassan and Chitaldrug had debit balances in respect of this fund as the total receipt was Rs. 4,18,724 during the year 1935-36 but the allotment for expenditure was Rs. 4,36,092 which showed that the expenditure proposed was more than the receipts, even according to the budget estimates. This was not a satisfactory position, and it was not desirable to incur excess expenditure during execution; for, the sources of income were limited. There was no balance in reserve to draw upon. It was therefore necessary that steps should be taken by the spending officers to regulate the expenditure according to the budget allotment. There should be complete co-ordination between the Revenue officers who collected the cess and the P. W. department and the civil officers who spent the money.

As the sluices and bunds of numerous tanks were leaky and as the existence of minus balances would not admit of such works being taken up though they were absolutely necessary, some steps should be taken to find sufficient funds to carry out such works in time.

It was decided that the whole question should be referred for investigation to a Committee consisting of the Chief Engineer, the Revenue Commissioner, the Financial Secretary and the Comptroller.

11. Construction of buildings in the road margin.

The Chief Engineer brought to notice that new buildings were observed to be cropping up on the road margins of the existing Provincial and District Fund roads and on the sides of such roads running through villages. As it was undesirable to allow the construction of buildings on road margins in these days of fast moving traffic and as the Government Orders in force were found not sufficiently comprehensive, he suggested that orders might be issued prohibiting the erection of houses within 50 feet of road margins of all State and District Fund roads in the State, a margin of not less than 20 feet being however considered enough in the case of villages through which the road passed.

The Deputy Commissioners of Bangalore, Mysore and Kolar brought to notice certain practical difficulties in enforcing the standing orders on the subject which were inconsistent with the provisions of the Municipal Regulation and the parties sometimes took the matter up before the Civil Courts.

It was decided that the rule should, as far as possible, be enforced in the case of new buildings in State Fund and District Fund roads. In the case of through motor roads, the best thing was to form a deviation road outside the village or town concerned.

12. Levy of tolls on timber carts on frontier roads.

The Dewan observed that steps should be taken to discourage heavily laden timber carts from coming into Mysore. He enquired whether this could be prevented effectively if the toll fee was raised at the frontier toll-gates. The Chief Conservator of Forests replied that the latter suggestion seemed to be more effective.

It was decided that the present fee of Rs. 3 at the frontier toll-gates might be raised to Rs. 4 in the beginning and to Rs. 5 later on.

13. Grant of enlarged powers to the Inspector-General of Police in the matter of appointments, sanctions of expenditure, etc.

The Inspector-General of Police wanted the following powers to be given to him :—

- (1) to make appointments of Second and Third Class Inspectors on a pay of Rs. 125 and Rs. 100 respectively and all ministerial appointments, the pay of which is between Rs. 100 and Rs. 125 ;
- (2) to subscribe for or sanction the subscription of newspapers, periodicals and journals of public interest at an expenditure of not more than Rs. 150 per annum in the case of the Chief Office, and Rs. 70 per annum in the case of the Bangalore City and Mysore districts, and Rs. 50 in the case of other districts ;
- (3) to incur or sanction expenditure for getting printed at private presses notices relating to crime and criminals or other work not exceeding Rs. 25 in each case ;
- (4) to sanction the purchase or repair of targets and other equipment needed to give instruction in firing, etc., at a cost not exceeding Rs. 200 in the case of the Provincial Reserve Police and Rs. 50 per annum per each district ;
- (5) to sanction expenditure on account of the—
 - (i) barricading of roads to control crowd or traffic as, for example, in the Dasara and Birthday festivities ;
 - (ii) hiring of motor and other conveyances during Dasara and Birthday festivities and the incurring of incidental charges, such as supply of petrol, oil, etc., at a cost not exceeding Rs. 250 per annum.
- (6) to incur or sanction expenditure for recurring contingent charges such as house rent, scavenging charges, etc., within a limit of Rs. 10 per month under each item and without any limit as to the period of sanction ;
- (7) to sanction expenditure on account of the conveyance by rail of bicycles by Police officers other than constables, when such officers are deputed to duties outside their limits on occasions like the Birthday and Dasara or any other emergent *bandobust* duty ;
- (8) to sanction refunds of amounts credited under *XVI Police*, not exceeding Rs. 25 in each case, where the amount either on account of excess credit or wrong credit has to be refunded ; and
- (9) to sanction State Provident Fund advances of an amount not exceeding Rs. 100 without reference to Government though such advance may exceed three months' pay.

The First Member of Council stated that there would be no objection to sanction all the proposals of the Inspector-General, except No. 1.

The power of appointment referred to in Item No. (1) was retained by Government with a view to safeguard the officers concerned from being subjected to needless prosecutions in criminal courts. Unless they were officers appointed by Government, complaints could be lodged against them without any sanction from Government. It was therefore necessary that such power of appointment of certain classes of officers should continue to vest in Government.

14. Discretion to appointing Officers in Malnad districts to make temporary arrangements for the conduct of work in short term leave vacancies and in vacancies under the new rules from the date of occurrence of the vacancy to the date of joining duty of the appointed candidate.

15. Greater latitude in the matter of making appointments in the ministerial service without prejudice to the claims of backward communities and the qualifications prescribed.

The Deputy Commissioner of Kadur district requested sanction of Government for making temporary appointments of men outside the list prepared by the C. R. B. to obviate certain difficulties existing at present in respect of filling short term leave vacancies and in vacancies under the new rules from the date of occurrence of the vacancy to the date of the appointed candidate's joining duty.

The Revenue Commissioner observed that a supplementary list might be prepared containing the names of local men available who had the necessary qualifications and that the candidates from this list also might be appointed to the vacancies referred to.

The Dewan observed that, as far as possible, local men must be appointed to obviate transfers.

The Inspector-General of Police stated that the names of candidates in the C. R. B. list might be arranged by districts, which would solve part of the difficulty.

The First Member of Council stated that there would be no objection to allow discretion to appointing officers to make temporary interim arrangements for the conduct of work, pending arrival of the person appointed from the approved lists. He added that the question had been examined already and the C. R. B. Secretary would issue necessary circular instructions in the matter.

16. Recovery of Village Panchayet arrears.

The Deputy Commissioner of Mysore district observed that there was no provision in the Village Panchayet Regulation corresponding to the provision in the Land Revenue Code and the Municipal Regulation prescribing a period of limitation for the recovery of Government and Municipal dues. Consequently, it had become difficult to recover the arrears of village panchayets. Amendment of the Regulation was therefore considered necessary to prescribe a period within which suits for recovery of arrears might be filed.

The Revenue Commissioner observed that the ordinary period of limitation applied as in the case of all money debts.

The Dewan thought that it would be desirable to recover the dues in the form of labour as, otherwise there was no hope of villages improving. He hoped that the Deputy Commissioners would bear the suggestion in mind.

17. Continuance of the tenure of appointment of Village Panchayet Inspectors.

The Chief Engineer brought to notice that some of the Village Panchayet Inspectors were of late being recommended for reversion to the P. W. D. perhaps on account of the short term, *viz.*, six months or one year, for which their services had been requisitioned for and sanctioned. If these reversions were effected, panchayets would be deprived of the services of a technical staff executing panchayet works. A longer tenure of appointment seemed necessary in the interest of rural development.

The Deputy Commissioner of Kolar district pleaded for a permanent establishment of Village Panchayet Inspectors for the improvement of villages and the formation of village extensions, etc. This could be effected if, in lieu of the Panchayet Clerk on Rs. 30 allowed to each taluk, Government allowed the appointment of an Overseer on Rs. 60 for both executive and clerical work relating to village panchayets. This might be done at Government cost, subject to necessary contribution from the panchayets at the usual scale of five per cent of the panchayet taxes. The Deputy Commissioner of Kadur thought that this might prove to be a dangerous experiment as the Panchayet Inspector so appointed would both be an officer executing the work and also the one that checks the estimate.

It was decided that the Deputy Commissioner of Kolar District should be asked to send up definite proposals on the subject and that other Deputy Commissioners should also send up similar proposals.

18. Delivery of possession of properties sold in satisfaction of co-operative decrees when the right, title and interest are undisputed.

The Registrar of Co-operative Societies brought to notice that the Revenue agency which sold the lands of judgment-debtors in execution of co-operative society sales sold the right, title and interest in the properties. When the properties were purchased by the societies and when they asked for possession to be given, some of the Revenue authorities felt that possession should be taken through civil courts. It was therefore suggested that, when Revenue authorities were fully satisfied that the judgment-debtors were the rightful owners and were in the enjoyment of the properties paying assessment thereon, the purchasing societies should be put in possession of the lands and that resort to civil courts should be ordered by the Revenue authorities only in cases where third parties set a claim to them.

Reference was invited to the existing law on the subject as contained in Section 187 A of the Land Revenue Code and also to standing orders on the subject.

It was decided that the matter should be further examined.

19. Empowering Testers to inspect and seize uncertified weights and measures and to proceed against the parties for using the same.

The Deputy Commissioner of Shimoga district brought to notice that the Tester was not empowered either in the Rules or in the Regulation to inspect and seize uncertified weights and measures or to proceed against the parties. His duty commenced only when the weights and measures were brought to his office for a certificate. Even if he found people using such uncertified weights and measures, he had to send word to the Police and wait till they came to the scene. This entailed delay and rendered scope for offenders to escape. It was therefore suggested that the Tester should be empowered to inspect weights and measures, seize the same if they happen to be in use though uncertified and proceed against offenders.

The Director of Industries and Commerce pointed out that the scheme of appointing Testers had been sanctioned tentatively for a year.

It was therefore decided that the working of the scheme should be watched for some time before action could be taken on the lines suggested.

20. (a) Amending the Muzrai Regulation so as to provide for power to impose terms on handing over properties to Matadhipathies.

The General Secretary to Government brought to notice that, under Section 25 of the Muzrai Regulation, Government might take over possession and management of the properties of any Matadhipathi or of muzrai institutions in certain specified cases, viz., voluntary agreement, minority of the Matadhipathi and when there is no Matadhipathi actually appointed, etc. The latter part of the section clearly lays down that such possession shall cease on the termination of the agreement or when the minority terminates or when a successor is duly appointed. It was clear from this that, in the latter two cases of minority or vacancy, the management of the mutt had to be handed over immediately to the successor or to the minor when he became a major. There was no provision to restore the properties to such Matadhipathis with any conditions.

In practice, however, Government have been restoring the mutts under certain restrictions to the Matadhipathis on their attaining majority as in the case of the Bhimanakatte mutt. The question had become one of some practical importance.

As pointed out above, the Regulation did not seem to provide for the imposition of any restrictions while giving possession back. It seemed very desirable that, in the cause of mutts presided over by young Matadhipathis, some control should continue to be exercised by Government so as to safeguard the permanent interests of the mutt itself. The only way in which this could be done was by amending the Muzrai Regulation so as to provide for giving power to Government to impose restrictions while giving possession to the mutt.

It was decided that action might be taken to amend the law as suggested.

- (b) **Amending the Muzrai Regulation so as to provide for giving proper protection to Government officers in the bona fide discharge of their duties.**

The General Secretary to Government brought to notice that the Muzrai Regulation contemplated several kinds of acts to be undertaken by muzrai officers, such as management of mutts, management of properties belonging to various other charitable institutions, enquiries, etc. But there was no provision in the Regulation for affording protection to Government officers in the *bona fide* discharge of their duties. It was therefore suggested that the Regulation might be amended on the lines indicated in Section 223 of the Land Revenue Code, 72 of the Excise Regulation, 81 of the Forest Regulation, 81 of the Police Regulation and 67 of the Income Tax Regulation.

It was decided that action might be taken to amend the law as suggested.

21. Cinema Outfit.

The Revenue Commissioner brought to notice that there was a cinema outfit lying idle in his office which he would be glad to hand over to any department that could make a proper use of it. The Director of Public Instruction said that he could make the best use of the cinema outfit. It would, however, be more convenient if there should be an outfit for each district.

It was decided to hand over the outfit to the Department of Public Instruction.

SUBJECTS NOT ON THE AGENDA BUT DISCUSSED.

22. Contribution by village panchayets and municipalities to the Red Cross fund.

The Dewan enquired how the question of contribution from village panchayets and municipalities to the Red Cross fund stood.

The Deputy Commissioner of Kadur observed that the panchayets would be willing to give contribution provided the funds contributed were utilised for Red Cross work locally. The fee for membership might be reduced to obviate difficulties in opening branches in the districts.

The Deputy Commissioner of Bangalore observed that there was no compulsion to become members of the Red Cross central organisation. They could become associates by paying a smaller fee.

23. Planting of avenue trees.

The Dewan hoped that greater attention would be paid by P. W. as well as Revenue officers in the matter of planting avenue trees. He suggested that the P. W. D. might take up the work of planting such trees on main roads and the Revenue department on the other roads.

24. Destruction of stray dogs.

The Dewan enquired how far the instructions already issued by Government were being carried out. The Senior Surgeon, the Director of Public Health and the Deputy Commissioner of Kadur brought to notice certain practical difficulties that existed in carrying out the instructions.

It was decided that the purpose would be well served if Policemen were provided with a special kind of rifle and directed to destroy stray dogs by shooting. The Inspector-General of Police agreed to issue instructions in the matter.

25. Use of composts.

The Dewan suggested to the Director of Agriculture to make a larger use of composts prepared in the Sewage Farm at Mysore than he was doing till now.

26. President of the Mysore Municipality and the Commissioner of Bangalore Municipality to attend the meeting of officers.

The Dewan directed that in future the President of the Mysore Municipality and the Municipal Commissioner of Bangalore should be invited to be present at the annual meeting of officers.

VERY URGENT.

13th Nov. 30

Dear Sir,

With reference to Revenue Commissioner's letter No. C.739 of 1930-31 dated the 5th November 1930 to the Chief Secretary to Government, forwarding a list of subjects proposed to be brought up for discussion at the next ~~meeting~~ monthly meeting with the Dewan and Members of Council, I am desired to request you to be so good as to furnish, immediately, a detailed note on the defects observed in the existing Muzrai Regulation, Subject No. 9 in your list in respect of

(i) Power to impose terms on handing over properties to Mutt Heads under Sec. 25.

(ii) Indemnity Section for Government Officers, the inconvenience caused at present thereby, and the lines on which legislative action is necessary.

Yours sincerely,

To

S.P. Rajagopalachari, Esq., B.A., B.L.,
Muzrai Commissioner in Mysore.


13.11.30

SUBJECT.....

Diary No. of letter replied to..... *690*

General and Revenue Secretariat

(*Amoyra*)

the

193 .

Date of issue..... *12/12/30*

Signed by..... *M. V. S. So. 123*

List of enclosures.....

Copied by.....

Examined by.....

Very much

Section *Amoyra*

File No.

Serial No.

D.D. No. *1102*

To *Dear Sir,*

*with reference
Rev Commr.
Your letter No C 739/
dated the 5th Nov 1930
to the Chief Secy to Govt
forwarding a list of
subjects proposed
to be brought up
for discussion
at the next meeting
with the
Director & Members
of Council, I
desire to pass*

[over

you to be so kind
as to ~~be~~ ^{be} ~~kind~~ ^{kind} ~~to~~ ^{to} ~~be~~ ^{be} ~~so~~ ^{so} ~~kind~~ ^{kind}
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the existing Muzrai
regulation (the in-
fluence caused
thereby and the lines
in which legislative
action is ~~suggested~~ necessary.
to be taken.

Subject no. 4 as you are in respect of
(i) Power to impose terms on
handing over properties
to Milt heads under § 25
(ii) Indemnity Sec. for Govt. officers

Yours sincerely

11.11.30

The ^{Muzrai} ~~Govt~~ ^{Commissioner} ~~in~~ ^{and} ~~Madras~~ ^{Madras}

11.11.30

114k
Muz

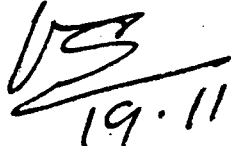
19th Nov. 30

Dear Sir,

your

I am desired to invite reference to this Office letter No. 1102/Muz. dated 13th November 1930 and to request the very early despatch of the note ~~xxxxx~~ on the defects to be remedied in the Muzrai Regulation, one of the subjects to be brought up for discussion at the next monthly meeting of the Dewan and Revenue Commissioner.

Yours sincerely,

Draft.  19.11.30

To

S.P. Rajagopalachari, Esq., B.A., B.L.,
Muzrai Commissioner in Mysore.

1203

27th Nov. 30

Dear Sir,

I am desired to invite reference to this Office ~~letter~~
D.O. letter No. 1102/Muz. dated the 13th November 1930 and
the subsequent reminder thereto, and to request you to be
so good as to forward immediately the note on the defects
observed in the Muzrai Regulation, the inconvenience caused
thereby and the lines on which legislative action has to
be taken.

I am to point out that the discussion with you on
this subject has been fixed for the 2nd proximo at about
2 P.M.

Yours sincerely,

To

bbk.
S.P. Rajagopalachari, Esq., B.A., B.L.,
Muzrai Commissioner in Mysore.

[Signature]
27.11.30

D.O. 2739
30-2.

gr

6 (243)
OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Bangalore, 29th Nov. 1930.



Dear Sir,

With reference to your D.O. letter No.1203/
dated 27th November 1930 I send herewith a note on
the question of the amendment of the Muzrai Regulation.

*20 sub sec
with Camp
P. 29 (11)*
Yours sincerely,

Splajagana

To

P. Mahadevayya, Esq., B.A., B.L.,

Secretary to the Government of His

Highness the Maharaja of Mysore,

Law Department.

Under Section 25 of the Muzrai Regulation, the Government may take over possession and management of the properties of any Mathadhipathi or other Institutions of similar nature, in certain specified cases—viz., - voluntary agreement, minority of the Mathadhipathy and where there is no Mathadhipathy actually appointed etc. The latter part of the Section clearly lays down that such possession shall cease on the termination of the agreement or when the minority terminates or when a successor is duly appointed. It is clear from this that in the latter two cases of minority or vacancy, the management of the Mutt has to be handed over immediately to the successor or to the minor, when he becomes a major. There is no provision to restore the properties to such Mathadhipathi with any conditions.

2. In practice, however, Government have been restoring the Mutts under certain restrictions to the Mathadhipathis on their attaining majority; as in the case of the ----- Bhimanakatte Mutt (Vide G.O.No.322/Muz.399-29-4 dated 12th August 1930, the Uttaradhi Mutt (Vide G.O.No.1129-44/L.F.349-14 dated 11th November 1915). The question has become one of some practical importance, on account of the Bhimanakatte Mutt. This Swamy who was appointed by -- Government recently, became a major and in G.O.No.322/1 399-29-4 dated 12th August 1930 it was ordered that the properties should be restored to him on certain terms which were defined in that order. The order was communicated to the Swami, and the Swami has, in his letter dated 17th September 1930, refused to be bound by the terms, and has asked for the restoration of the properties unconditional.

As pointed out ~~above~~ above, the Regulation does not seem to provide for the imposition of any restrictions while giving possession back. It seems very desirable in the case of these Mutts presided over by young

young Matadhipathies, some control should continue to be exercised by Government so as to safeguard the permanent interests of the Mutt itself. The only way in which it can be ^{done} ~~come~~, appears to be by amending the Regulation and providing for a clause giving power to Government to impose restrictions while giving possession to the Mutt. Tentatively I would suggest, subject to further consideration, that a clause may be added to Sec.25. somewhat as

Sec. 25.(1a) "It shall be lawful for Government to impose any restrictions for any period, which they may consider necessary, while handing over the property to the management of the Matadhipathy under the foregoing clause."

The exact wording may be discussed later on, if the principle is accepted.

(ii) *Indemnity Section for Govt Officers*
~~ext.~~ As regards the indemnity clause, the Regulation

contemplates several kinds of acts to be undertaken by Muzrai Officers, such as management of properties of the Mutts, management of properties belonging to various other charitable Institutions, enquiries, etc. It is usual in legislation of this kind to put in a clause giving proper protection to Government officers in the bonafide discharge of their duties. I need refer only to sections 223 of the Land Revenue Code, Sec.72, of the Excise Regulation, Sec.81 of the Forest Regulation, Sec.81 of Police Regulation and Sec.67 of the Income Tax Regulation. A similar provision is very necessary in the case of Muzrai Officers also, as they have got to carry out many transactions affecting private parties and their properties.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

(1)
GENERAL AND REVENUE SECRETARIAT,

Dated, Bangalore, 27/2/1932

NOTIFICATION

965
2 MAR. 1932

M E M O.

MUZRAI

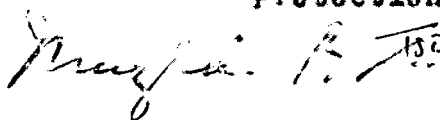
As it is proposed to bring the list of Legislative enactments in force in Mysore up to date, Branches of the Secretariat are requested to note the repeal amendment or otherwise of the Regulations and rules in the list relating to the Departments dealt with in the 2 Branch with special reference to the list of rules ~~xxxx~~ having the force of law made otherwise than under Acts and Regulations in force in Mysore (Vide page 24).

The copy of Legislative Enactments herewith sent may kindly be returned with the necessary corrections and additions within 2 weeks.

By Order,



Under Secretary to Government,
Protection Branch.



GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORI

General and Revenue Secretariat

No.

5801-4

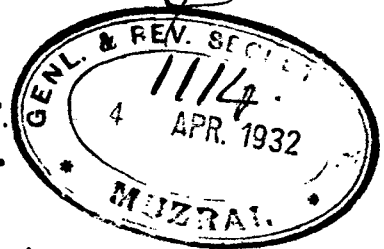
Dated, Bangalore, 2nd April

1932

Handwritten signature/initials

ENDORSEMENT.

M E M O.



Kind attention of the Muzrai Branch is invited to office Memo No. P. 5062-70/Legis, dated 27th February 1932, forwarding a list of Legislative Enactments in force in Mysore for noting the repeal, amendment or otherwise of the Regulations and rules. The information -- required may kindly be furnished at a very early date, as the matter is locked up in the Press.

By Order,

Handwritten signature of Superintendent
Superintendent,
Protection Branch.

Handwritten signature/initials

OFFICE OF THE MUZRAI COMMISSIONER,
IN MYSORE,

Dated, Bangalore, 2nd December 1935.

FROM

K. V. ANANTARAMAN, Esq., B.A.,
~~N. MADHAVA RAO, Esq., B.A., B.L.~~

Muzrai Commissioner in Mysore. L

To

M. Venkatesa Iyengar, Esq., M.A.,

Secretary to the Government of His Highness
the Maharaja of Mysore,

General Department.

5 DEC 1935

Muz

SIR,

Amendment of the Mysore Religious and Charitable
Institutions Regulation VII of 1927.

In continuation of this office letter No. C.525/35-36 dated November 1935 re. the disposal of the gold and silver jewellery of the Sri Sripadarayaswami Matha at Mulbagal, I have the honor to state that certain restrictions to prevent the indiscriminate sale of valuable jewellery of Mathas either by the Mathadhipati himself or by his Agent seems to be necessary. Provision has been made in the Madras Hindu Religious Endowments Act for the preparation of a Register of endowments of every Matha. Under Section 38 (1) of the Act every Matha is required to maintain a register of "the gold, silver, precious stones, all vessels and utensils and other moveables" belonging to the institution with their estimated value and under Section ³⁴38(2) the register is required to be prepared, verified and signed by the trustee of the Matha or by his authorised Agent and submitted by him Provision is made in Section 39 for the annual scrutiny of the entries in the register and for the submission of a verified statement showing the alterations, omissions or additions required therein. I am of opinion that these are wholesome provisions and will act as an effective check against the acts of indiscriminate Mathadhipatis. I request therefore, that action may kindly be taken to make similar provision in the Mysore Religious and Charitable Institutions Regulation along with the amendment proposed to be effected in connection

with the restoration of properties to Matnadapatti

I have the honor to be,

Sir

Your most obedient servant

Muzrai
Muzrai Commissioner
vjs

~~Draft Amending Bill.~~

~~Regulation of 1936.~~

Bill
~~Regulation~~ to amend the Mysore Religious
 and Charitable Institutions Regulation VII of
 1927.

Whereas it is expedient to amend the
 Mysore Religious and Charitable Institutions
 Regulation VII of 1927; it is hereby enacted
 as follows: -

1. Add the following as *a further proviso*
~~clause (b) of Sec-~~
~~tion 25, the existing section being numbered~~
~~as 25(a)~~
at the end of Section 25

" Provided further that on the cessation
 of such management the Government may, while
 giving back the management of the property,
 impose such restrictions for such period as
 the Government may deem fit, in the interest
 of ^{the} Institution".

2. Insert the following as Section 40 B
 after 40 A of the said Regulation: -

" No suit or other proceeding shall lie
 against any person for anything done or
 intended to be done, in good faith under this
 Regulation or under any rule made thereunder"

6

29/4/38

STATEMENT OF OBJECTS AND REASONS.

Under Section 25 of the Regulation the Government may take over possession and management of the properties of any Mathadhipathi or other Institution of similar nature in certain specified cases viz., voluntary agreement, minority of Mathadhipathi and when there is no Mathadhipathi actually appointed etc., The latter part of the Section lays down that such possession shall cease on the termination ^{of the agreement or when the minority terminates,} or when a successor is duly appointed. It follows from this, that in cases of minority and vacancy, the management has to be handed over immediately to the successor or to the minor when he becomes major. There is no provision in the Regulation, enabling Government to impose any conditions which may be considered necessary, in the interests of the Institution at the time of restoration. It seems desirable in the case of the matts presided over by young Mathadhipathies that some control should be exercised by Government, even after restoration of the properties, so as to safe-guard the permanent interests of the matts themselves and to avoid the necessity of more drastic action later. It is therefore recommended that the

Regulation providing for the same, giving power to Government to impose any suitable restrictions while giving full possession in such cases. Government therefore propose that a clause may be added to this Section.

The Regulation also contemplates several kinds of acts to be undertaken by Nazrai officers such as management of properties of the State, management of properties belonging to other charitable institutions, the conduct of companies etc.,. It is held in legislation of this kind to put in a clause giving proper protection to Government officers in the bona-fide discharge of their duties. Government propose therefore that a new section containing this provision be inserted ^{after} Section 40 as Section 40A of the said Regulation.

22/4/36

27/4

22/4/36

VI.—Statement of general principles of the Bill to amend the Mysore Religious and Charitable Institutions Regulation, 1927.

Under Section 25 of the Regulation, the Government may take over possession and management of the properties of any Mathadhipathi or other Institution of similar nature in certain specified cases, *viz.*, voluntary agreement, minority of Mathadhipathi and when there is no Mathadhipathi actually appointed, etc. The latter part of the Section lays down that such possession shall cease on the termination of the agreement or when the minority terminates, or when a successor is duly appointed. It follows from this, that in cases of minority and vacancy, the management has to be handed over immediately to the successor or to the minor who has become major. There is no provision in the Regulation, enabling Government to impose any conditions which may be considered necessary in the interests of the Institution at the time of restoration. It seems desirable in the case of the Mutts presided over by young Mathadhipathis that some control should be exercised by Government, even after restoration of the properties, so as to safeguard the permanent interests of the Mutts themselves and to avoid the necessity of more drastic action later. It is therefore desirable to amend the Regulation providing a clause therein, giving power to Government to impose suitable restrictions while giving back possession in such cases. Government therefore propose that a clause may be added to this section.

The Regulation also contemplates several kinds of acts to be undertaken by Muzrai Officers such as management of properties of the Mutts, management of properties belonging to other charitable institutions, the conduct of enquiries, etc. It is usual in legislation of this kind to put in a clause giving proper protection to Government Officers in the *bona fide* discharge of their duties. Government propose therefore that a new section containing this provision be inserted after section 40A as section 40B of the said Regulation.

BANGALORE, }
Dated 27th May 1936

C. SUBRAHMANYA AIYAR,
Secretary,
Mysore Representative Assembly.

THE MYSORE REPRESENTATIVE ASSEMBLY.

BUDGET SESSION—JUNE 1936.

Supplementary Statement of Government Business to be placed before the Representative Assembly.

II

V. Statement of General Principles of the Debt Conciliation Bill.

The Committee appointed by the Government in 1934 to consider measures of relief to the agriculturists to tide over the economic depression, recommended, among other measures, the reduction of agricultural debts by conciliation between the debtors and the creditors. In accepting the recommendation, the Government have come to the conclusion that a scheme of debt conciliation on a voluntary basis may be introduced. For implementing this, the Government propose to introduce a Bill to make provision for the setting up of Conciliation Boards to relieve agriculturists' indebtedness on the lines of the Acts which have been passed in the Central Provinces and Madras. The main provisions of the Bill are as follows :—

This measure applies to agriculturists who earn their living mainly by agriculture and whose debts exceed Rs. 100.

It provides for the appointment of Debt Conciliation Boards consisting of a Chairman and two members appointed by the Government who shall hold office for a period of three years.

Any creditor or debtor who wants the intercession of the Board may apply to it.

Notice is sent to the creditors and the debtor and the creditor are brought face to face with each other.

The Board tries to persuade the parties to come to an amicable settlement. If the creditors to whom not less than 50 per cent of the debts are due and the debtors agree to a settlement that agreement is recorded by the Board and registered and it has got the same effect as a decree of a civil court.

The amounts due under the agreement, if not paid, shall be recoverable by the Deputy Commissioner as an arrear of land revenue. If they are not so recovered, the amount may be recovered as if a decree of a civil court had been passed for its payment.

In case there is no settlement and the creditor is responsible for refusing to agree to an amicable settlement, the Board shall if it is of opinion that the debtor has made a fair offer, grant the debtor a certificate in respect of the debts owed by him to such creditor. If the creditor subsequently sues in a court for the recovery of a debt in respect of which a certificate has been granted, the court shall not allow the creditor costs of the suit or interest at more than 6 per cent after the date of such certificate.

Further, if after the registration of an agreement any unsecured creditor sues for the recovery of a debt, any decree passed in such a suit shall not be executed as against the assets of the debtor set apart in the agreement until all the amounts regarded as payable under such an agreement have been paid.

Even those creditors who are not inclined to agree to an amicable settlement will be induced to agree, since otherwise they will not get any relief until all those who have agreed to obtain relief. There are provisions in the Bill which act as deterrents to creditors who refuse to be accommodative and as inducements to those who are helpful.

The jurisdiction of a civil court is barred in respect of any matter pending before the Board.

Any order passed by the Board will be final.

NOTIFICATION.

No. 4679—*L. C., Bangalore, dated*
26th May 1936.

Under Rule 8 of the Rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill to amend the Mysore Religious and Charitable Institutions Regulation, VII of 1927, is published for general information with the statement of objects and reasons.

By Order,
C. SUBRAHMANYA AIYAR,
Secretary,
Mysore Legislative Council.

Bill to amend the Mysore Religious and Charitable Institutions Regulation VII of 1927.

Whereas it is expedient to amend the Mysore Religious and Charitable Institutions Regulation VII of 1927; It is hereby enacted as follows:—

1. Add the following as a further proviso at the end of Section 25:

“Provided further that on the cessation of such management the Government may, while giving back the management of the property, impose such restrictions for such period as the Government may deem fit, in the interests of the Institution.”

2. Insert the following as Section 40 B after 40 A of the said Regulation:—

“No suit or other proceeding shall lie against any person for anything done or intended to be done, in good faith under this Regulation or under any rule made thereunder.”

Statement of objects and reasons.

Under Section 25 of the Regulation the Government may take over possession and management of the properties of any Mathadhipathi or other Institution of similar

nature in certain specified cases, *viz.*, voluntary agreement, minority of Mathadhipathi and when there is no Mathadhipathi actually appointed, etc. The latter part of the Section lays down that such possession shall cease on the termination of the agreement or when the minority terminates, or when a successor is duly appointed. It follows from this, that in cases of minority and vacancy, the management has to be handed over immediately to the successor or to the minor who has become major. There is no provision in the Regulation, enabling Government to impose any conditions which may be considered necessary in the interests of the Institution at the time of restoration. It seems desirable in the case of the Mutts presided over by young Mathadhipathies that some control should be exercised by Government, even after restoration of the properties, so as to safeguard the permanent interests of the Mutts themselves and to avoid the necessity of more drastic action later. It is therefore desirable to amend the Regulation providing a clause therein, giving power to Government to impose suitable restrictions while giving back possession in such cases. Government therefore propose that a clause may be added to this Section.

The Regulation also contemplates several kinds of acts to be undertaken by Muzrai Officers such as management of properties of the Mutts, management of properties belonging to other Charitable Institutions, the conduct of enquiries, etc. It is usual in legislation of this kind to put in a clause giving proper protection to Government Officers in the *bonafide* discharge of their duties. Government propose therefore that a new section containing this provision be inserted after Section 40 A as Section 40 B of the said Regulation.

SUBJECT.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

()
the 193 .

Date of issue..... 21. 8. 36.

Signed by *Mr. C. S. I.*

List of enclosures.....

Copied by *amr 8-*

Examined by.....

Section

File No.

Serial No.

No. *P/339-43* . *m*

To *20*

- 1) *H. V. Anantaraman Esq*
B. A
- 2) *M. Venkataswamy Esq*
M. A.
- 3) *M. T. Bhaskar Esq*
B. A., B. L.
- 4) *B. S. Puttaswamy Esq*
B. A., B. L.
- 5) *Rajasakthakrishna*
Devadas Bahadur
K. R. Srinivasan
Esq M. A.

A meeting of the select committee appointed to consider the Bill to amend the Mysore Religious and Charitable Institutions Regulation will be held in the chambers of the Joint Member of Council, Public Office Buildings, Bangalore,

2

at 3 P.M. on Monday 15

1st August 1936.

A. D.

6

copy to the Committee

P. A. to J. W. D. member

R. C. office ✓

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storing ~~reproduction~~

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. *P* 1339-48.

General and Revenue Secretariat,

20th August

Dated Bangalore, ... 1936

Official Memorandum.

To

NOTIFICATION.

1. K.V. Anantaraman, Esq., B.A.,
2. C. Venkatesa Iyengar, Esq., M.A.,
3. M.T. Rhashyam Iyengar, Esq., B.A., B.L.,
4. D.S. Puttaswamy, Esq., B.A., B.L.,
5. Rajasabhabhusana
Diwan Bahadur K. Srinivasa Iyengar, M.A.,

A meeting of the Select Committee appointed to consider the Bill to amend the Mysore Religious and Charitable Institutions Regulation will be held in the chambers of the First Member of Council, Public Offices Building, Bangalore, at 3 P.M. on Monday the 31st August 1936.

By Order,

Secretary to the Committee.

D.O. C 859

34.36

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE,

Dated Bangalore, 28th August, 1936

Dear Sir,

With reference to your Official Memorandum No. P. 1339-43 dated the 20/21st August 1936, addressed to the Revenue Commissioner in Mysore, intimating that at the meeting of the Select Committee to consider the Bill further to amend the Mysore Religious and Charitable Institutions Regulation, will be held at 3 P.M., on Monday the 31st instant, I am desired to express his inability to attend the said meeting as he has gone away to Trivandrum to attend the Meeting of the Standing Committee of the Court of the Indian Institute of Science and to request you to kindly convey his apologies to the Chairman of the Committee.

Yours sincerely,

M. N. Anandiah

C. Subrahmanya Iyer, Esq., B.A., B.L.,
Secretary, Mysore Legislative Council,
Public Offices,
Bangalore.

24

Report of the Select Committee on the
Bill to amend the Mysore Religious and
Charitable Institutions Regulation, 1927

We the undersigned members of the Select
Committee to which the Bill to amend the
Mysore Religious and Charitable Institutions
Regulation, 1927, was referred have considered
the Bill and have now the honor to submit
this our report.-

We have considered the
points raised during the
discussion in the Representative
Assembly & Legislative Council
and we do not find any reason
to change the wording in the bill.

For the
M. Venkataswamyengar

Majagood

Chandrasekhar

Senary

31/8/36

messrs. K. V. Anantaraman and B. S. Pulliswami
were unable to be present at the meeting

H. W. 322
1/2/37

NOTIFICATION.

No. Rl. 189—L. C. 3-36-1, dated Bangalore, the
16th September 1936.

Under Standing Order No. 49 of the Standing Orders for the conduct of business of the Mysore Legislative Council, the following Report of the Select Committee on the Bill to amend the Mysore Religious and Charitable Institutions Regulation, 1927, is published for general information.

By Order,
C. SUBRAHMANYA IYER,
Secretary,
Mysore Legislative Council.

**Report of the Select Committee on the Bill to amend the
Mysore Religious and Charitable Institutions Regula-
tion, 1927.**

* We, the undersigned members of the Select Committee, to which the Bill to amend the Mysore Religious and Charitable Institutions Regulation, 1927, was referred, ~~we~~ have considered the Bill and have now the honor to submit this our report.

We have considered the points raised during the discussions in the Representative Assembly and Legislative Council and we do not find any reason to change the wording in the Bill.

(Sd.) K. R. Srinivasa Iyengar.
„ K. T. Bhashyam Aiyangar.
„ M. Venkatesa Iyengar.
„ S. P. Rajagopalachari
(Chairman).

* Messrs. K. V. Anantaraman and B. S. Puttaswamy were unable to be present at the meeting.

Bill as finally passed

NOTIFICATION. 26

No. 4679—L. C., Bangalore, dated
26th May 1936.

Under Rule 8 of the Rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill to amend the Mysore Religious and Charitable Institutions Regulation, VII of 1927, is published for general information with the statement of objects and reasons.

By Order,
C. SUBRAHMANYA AIYAR,
Secretary,
Mysore Legislative Council.

**Bill to amend the Mysore Religious and Charitable
Institutions Regulation VII of 1927.**

Whereas it is expedient to amend the Mysore Religious and Charitable Institutions Regulation VII of 1927; It is hereby enacted as follows:—

1. Add the following as a further proviso at the end of Section 25:

“Provided further that on the cessation of such management the Government may, while giving back the management of the property, impose such restrictions for such period as the Government may deem fit, in the interests of the Institution.”

2. Insert the following as Section 40 B after 40 A of the said Regulation:—

“No suit or other proceeding shall lie against any person for anything done or intended to be done, in good faith under this Regulation or under any rule made thereunder.”

Statement of objects and reasons.

Under Section 25 of the Regulation the Government may take over possession and management of the properties of any Mathadhipathi or other Institution of similar

nature in certain specified cases, *viz.*, voluntary agreement, minority of Mathadhipathi and when there is no Mathadhipathi actually appointed, etc. The latter part of the Section lays down that such possession shall cease on the termination of the agreement or when the minority terminates, or when a successor is duly appointed. It follows from this, that in cases of minority and vacancy, the management has to be handed over immediately to the successor or to the minor who has become major. There is no provision in the Regulation, enabling Government to impose any conditions which may be considered necessary in the interests of the Institution at the time of restoration. It seems desirable in the case of the Mutts presided over by young Mathadhipathies that some control should be exercised by Government, even after restoration of the properties, so as to safeguard the permanent interests of the Mutts themselves and to avoid the necessity of more drastic action later. It is therefore desirable to amend the Regulation providing a clause therein, giving power to Government to impose suitable restrictions while giving back possession in such cases. Government therefore propose that a clause may be added to this Section.

The Regulation also contemplates several kinds of acts to be undertaken by Muzrai Officers such as management of properties of the Mutts, management of properties belonging to other Charitable Institutions, the conduct of enquiries, etc. It is usual in legislation of this kind to put in a clause giving proper protection to Government Officers in the *bonafide* discharge of their duties. Government propose therefore that a new section containing this provision be inserted after Section 40 A as Section 40 B of the said Regulation.

Alles
MM
10/2
DRAFT.

SUBJECT.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,

()
, the.....191 .

Date of issue.....9.2.37

Signed by.....Mr. A. S. R.

May this be—

- (i) Printed?
- (ii) Treated as a standing order?
- (iii) Published in the "Gazette" English part?
- (iv) Translated?
- (v) Placed at the disposal of the Press?
- (vi) Published in the "Gazette" Kannada part?

Section. *High*
File No. 32-36
Serial No. 1

Proceedings of the Government of
H. H. the Maharaja of Mysore.

Order No. *P4894 / Que 1.*

Ordered that the accompanying...*Regulation*
to amend the Mysore
Religious and Charitable
Institutions Regulation
which received the assent of His High-
ness the Maharaja, on the...*Second*
day of...*February* 1937,
be published as Regulation No. *I*
of 1937, in the Mysore Gazette for gene-
ral information.

for El. Secretary to Government.

To

The Compiler, Mysore Gazette, for
publication in Part *IV* of the Gazette, in
English and Kannada and for supply of
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in English and..... spare copies
in Kannada to the Curator, Government
Central Book Depot, Bangalore. Proofs
should be sent to this office for approval
before publication.

Copied to Mysore
Section

NOTIFICATION.

*Order No. P. 4894—Legis. 32-36-1, dated Bangalore,
the 8—9th February 1937.*

Ordered that the accompanying Regulation to amend the Mysore Religious and Charitable Institutions Regulation which received the assent of His Highness the Maharaja on the second day of February 1937 be published as Regulation No. I of 1937, in the *Mysore Gazette*, for general information.

M. VENKATESA IYENGAR,
*Secretary to Government,
General Department.*

REGULATION No. I OF 1937.

*(Received the assent of His Highness the Maharaja
on the second day of February 1937.)*

Regulation to amend the Mysore Religious and Charitable Institutions Regulation VII of 1927.

Whereas it is expedient to amend the Mysore Religious and Charitable Institutions Regulation VII of 1927 ; It is hereby enacted as follows :—

1. Add the following as a further proviso at the end of Section 25 :

‘ Provided further that on the cessation of such management the Government may, while giving back the management of the property, impose such restrictions for such period as the Government may deem fit, in the interest of the Institution.’

2. Insert the following as Section 40 B after 40 A of the said Regulation :—

“ No suit or other proceeding shall lie against any person for anything done or intended to be done, in good faith under this Regulation or under any rule made thereunder.”

MIRZA M. ISMAIL,
Dewan.